

Docket No. 216143US0D

IN RE APPLICATION OF: Philippe M. MOULLIER et al

SERIAL NO: 09/987,601

FILED: November 15, 2001

FOR: BIOCOPATIBLE IMPLANT FOR THE EXPRESSION AND IN VIVO SECRETION OF A THERAPEUTIC SUBSTANCE

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Transmitted herewith is an amendment in the above-identified application.

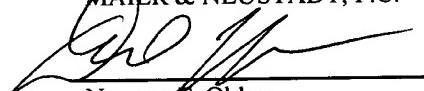
- No additional fee is required
- Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
- Additional documents filed herewith: Preliminary Amendment w/Marked-up copy

The Fee has been calculated as shown below:

CLAIMS	CLAIMS REMAINING		HIGHEST NUMBER PREVIOUSLY PAID	NO. EXTRA CLAIMS	RATE	CALCULATIONS
TOTAL	31	MINUS	60	0	× \$18 =	\$0.00
INDEPENDENT	3	MINUS	3	0	× \$84 =	\$0.00
		<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS		+ \$280 =		\$0.00
						\$0.00
		<input type="checkbox"/> Reduction by 50% for filing by Small Entity				\$0.00
		<input type="checkbox"/> Recordation of Assignment		+ \$40 =		\$0.00
						TOTAL \$0.00

- A check in the amount of \_\_\_\_\_ is attached.
- Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

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216143US0DIV



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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

PHILIPPE MOULLIER ET AL. : GROUP: 1633

SERIAL NO: 09/987,601 :

FILED: NOVEMBER 15, 2001 :

FOR: BIOCOMPATIBLE IMPLANT FOR  
THE EXPRESSION AND IN VIVO  
SECRETION OF A THERAPEUTIC  
SUBSTANCE

PRELIMINARY AMENDMENT

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Prior to an action on its merits, please amend the above-identified application as follows:

IN THE CLAIMS

Please cancel Claims 1-60 and add the following claims:

61. (New) An implant comprising:

a) a biocompatible support permitting the biological anchoring of eukaryotic cells;

and

b) eukaryotic cells anchored onto the surface of and/or into said biocompatible support,

wherein said eucaryotic cells are tolerated immunologically by an organism in which they might be implanted.